

(S E R V E D)  
( JANUARY 13, 2015 )  
(FEDERAL MARITIME COMMISSION)

**FEDERAL MARITIME COMMISSION**

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**PETITION NO. P1-14**

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**PETITION OF UNITED ARAB SHIPPING COMPANY (S.A.G.)  
FOR AN EXEMPTION FROM 46 U.S.C. § 40703**

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**ORDER TO SUPPLEMENT THE RECORD**

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On June 18, 2014, United Arab Shipping Company (S.A.G.) (UASC or Petitioner) submitted a petition to the Federal Maritime Commission (FMC or Commission) pursuant to Section 16 of the Shipping Act of 1984 (the Act), 46 U.S.C. § 40103, and 46 C.F.R. § 502.76 of the Commission's Rule of Practice and Procedure, for an exemption from 46 U.S.C. § 40703.<sup>1</sup> On July 18, 2014, the Commission issued a Notice of Filing and Request for Comments concerning UASC's Petition for Exemption from 46 U.S.C. § 40703. One comment was received. After initial review of the Petition for Exemption and the received comment, the Commission has determined that additional information is necessary to create a full and complete record on which to base a decision. Therefore, it is hereby

**ORDERED** THAT on or before February 3, 2015 Petitioner supplement the record by responding to the following questions:

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<sup>1</sup> Section 40703 provides that "... a rate, charge, classification, rule, or regulation of a controlled carrier may not become effective, without special permission of the Federal Maritime Commission, until the 30th day after publication." 46 U.S.C. § 40703.

- 1) What is the amount and percentage of UASC cargo that moves under tariff rates in the U.S. trades?
- 2) Please provide the number of shippers likely to be affected by Petitioner's inability (if petition not granted) to lower rates in the U.S. trades on less than 30 days' notice. In addition, provide information on any particular markets or commodity groups that might be negatively impacted by denial of the Petition.
- 3) Provide any customer testimony supporting the Petition.
- 4) Provide Petitioner's average revenue per TEU on services between Asia and the U.S. west coast, inbound and outbound separately, in each of the last 12 months.
- 5) Provide a copy of each general rate increase announced in the Transpacific U.S. tariffs of Petitioner during the last 12 months.
- 6) What plans does Petitioner have to deploy additional capacity in the U.S. trades in the next two years?
- 7) Please provide the current UASC ownership breakdown i.e., how has Qatar's obtaining 51.3% ownership affected the other owners' share?

Non-confidential filings may be submitted in hard copy, by e-mail as an attachment, or in PDF, addressed to [secretary@fmc.gov](mailto:secretary@fmc.gov). See 46 C.F.R. § 502.2. Confidential filings must be accompanied by a transmittal letter that identifies the filing as "confidential" and describes the nature and extent of the confidential treatment requested. See 46 C.F.R. § 502.5. When submitting materials that contain confidential information in response to this Order, the confidential copy of the filing must consist of the complete filing marked as

“Confidential-Restricted,” with the material claimed to be confidential clearly marked on each page. The Commission will provide confidential treatment to the extent allowed by law for submissions, or parts of submissions, for which the filers request confidentiality. A public version must be submitted with a confidential version. Questions regarding filing or treatment of confidential responses to this Order should be directed to the Commission’s Secretary, Karen V. Gregory. Submission of documents shall be directed to the Secretary, Federal Maritime Commission, 800 North Capitol Street, N.W., Washington, D.C. 20573-0001.

By the Commission.

Karen V. Gregory  
Secretary